

HOUSE BILL 14

P1, P5

EMERGENCY BILL

2lr4585

CF 2lr4544

By: **Delegates Smigiel, Afzali, Boteler, Cluster, Glass, Haddaway–Riccio, Hershey, Hough, Jacobs, Krebs, McComas, McDermott, Parrott, Ready, Schulz, and Vitale**

Introduced and read first time: October 17, 2011

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Department of Planning – State Development Plan – Approval or**
3 **Modification by the General Assembly**

4 FOR the purpose of requiring the Secretary of Planning to submit the State
5 Development Plan and certain related materials to the General Assembly;
6 prohibiting the Plan from being finalized until it is approved by an Act of the
7 General Assembly; authorizing the General Assembly to modify the Plan as
8 submitted by the Secretary; requiring the Governor to file with the Secretary of
9 State the Plan, together with any comments made by the Governor, after
10 enactment of a law that approves or modifies the Plan; providing for the
11 application of this Act; making this Act an emergency measure; and generally
12 relating to the approval of the General Assembly before finalization of the State
13 Development Plan.

14 BY repealing and reenacting, without amendments,
15 Article – State Finance and Procurement
16 Section 5–601
17 Annotated Code of Maryland
18 (2009 Replacement Volume and 2011 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – State Finance and Procurement
21 Section 5–605
22 Annotated Code of Maryland
23 (2009 Replacement Volume and 2011 Supplement)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **Article – State Finance and Procurement**

2 5–601.

3 In this subtitle, “Plan” means the State Development Plan.

4 5–605.

5 (a) **THIS SECTION APPLIES TO THE PLAN, ANY SUBSTANTIAL PART OF**
6 **THE PLAN, AND ANY REVISION OF THE PLAN.**7 (b) On completion, the Secretary shall send to the Governor **AND THE**
8 **GENERAL ASSEMBLY** the Plan[, any substantial part of the Plan, or any revision to
9 the Plan].10 (c) (1) **THE PLAN MAY NOT BE FINALIZED UNTIL APPROVED BY AN**
11 **ACT OF THE GENERAL ASSEMBLY.**12 (2) **THE GENERAL ASSEMBLY MAY MODIFY THE PLAN AS**
13 **SUBMITTED BY THE SECRETARY.**14 [(b)] (d) [The] **AFTER ENACTMENT OF A LAW APPROVING OR**
15 **MODIFYING THE PLAN,** The Governor shall file with the Secretary of State the Plan,
16 [part of the Plan, or revision to the Plan,] together with any comments made by the
17 Governor, and, in that event:18 (1) the Department shall make copies of the material filed available
19 for general distribution or sale; and

20 (2) the Governor shall send copies of the material filed:

21 (i) to the head of each unit of the State government; and

22 (ii) subject to § 2–1246 of the State Government Article, to the
23 General Assembly.24 **SECTION 2. AND BE IT FURTHER ENACTED,** That this Act is an emergency
25 measure, is necessary for the immediate preservation of the public health or safety,
26 has been passed by a yea and nay vote supported by three–fifths of all the members
27 elected to each of the two Houses of the General Assembly, and shall take effect from
28 the date it is enacted.